

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

UNITED STATES OF AMERICA

v.

MARSHALL E. METCALF

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)

Case No.: 2:07-CR-191-TFM

UNOPPOSED MOTION TO CONTINUE SENTENCING

COMES NOW the Defendant, **MARSHALL E. METCALF**, by and through undersigned counsel, Kevin L. Butler, and moves for good cause and pursuant to Fed. R. Crim. P. 32(a) for an order continuing sentencing. In support of this motion, the Defendant would show the following:

1. Mr. Metcalf is presently employed in Arizona as a construction worker on a housing project.
2. Mr. Metcalf presently will not be able to make travel arrangements and be present for his sentencing on January 17, 2008.
3. Therefore, it is in the interest of justice to move sentencing to the week of February 4, 2008.
4. The United States, through the Assistant United States Attorney, Kent Brunson, has no opposition to this requested continuance.

WHEREFORE, the Defendant prays that sentencing in this matter be continued from the January 17, 2008 date.

Respectfully submitted,

s/ Kevin L. Butler
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CERTIFICATE OF SERVICE

I hereby certify that on January 14, 2008, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Kent Brunson, Esquire
Assistant United States Attorney
One Court Square, Suite 201
Montgomery, Alabama 36104

Respectfully submitted,

s/ Kevin L. Butler
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